

PUBLIC HEALTH DEPARTMENT[641]

Adopted and Filed

Pursuant to the authority of 2015 Iowa Acts, Senate File 510, section 97, the Department of Public Health hereby amends Chapter 15, "Swimming Pools and Spas," Iowa Administrative Code.

These adopted amendments clarify the definition of residential swimming pool used for commercial purposes and correct the existing underwater lighting requirement.

Notice of Intended Action was published in the Iowa Administrative Bulletin as **ARC 2148C** on September 16, 2015. No comments were received. The adopted amendments are identical to those published under Notice.

The Department of Public Health adopted these amendments on November 12, 2015.

After analysis and review of this rule making, no impact on jobs has been found.

These amendments are intended to implement 2015 Iowa Acts, Senate File 510, and Iowa Code section 135I.4(3,5).

These amendments will become effective January 13, 2016.

The following amendments are adopted.

ITEM 1. Amend subrule **15.3(1)**, definition of "Residential swimming pool," as follows:

"Residential swimming pool" means any swimming pool that is used, or intended to be used, in connection with a single-family residence and that is available only to the family of the householder and the householder's private guests. A residential swimming pool used for any commercial purpose, including, but not limited to, swimming lessons or exercise classes, shall comply with the requirements of 15.4(6) "*n*." A residential swimming pool used for private swimming lessons for over 207 hours in a calendar month, or the number of hours prescribed by local ordinance applicable to such use of a residential swimming pool, whichever is greater, shall be considered a public swimming pool and shall be subject to all the requirements of this chapter. A residential swimming pool used for any other commercial purposes for more than 60 hours in a calendar month shall be considered a public swimming pool and shall be subject to all the requirements of this chapter.

ITEM 2. Amend subparagraph **15.5(13)"k"(1)** as follows:

(1) Underwater lighting of at least ~~60~~ 8 lamp lumens/ft² or 0.5 watts/ft² of water surface area, located to provide illumination of the entire swimming pool bottom, and area lighting of at least 10 lumens/ft² or 0.6 watts/ft² of deck area.

[Filed 11/16/15, effective 1/13/16]

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EDITOR'S NOTE: For replacement pages for IAC, see IAC Supplement 12/9/15.